

09-17-04

RCE 3671  
IFW

PTO/SB/30 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request  
For  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



<b>Application Number</b>	10/002,763
<b>Filing Date</b>	NOV. 27, 2001
<b>First Named Inventor</b>	MARY ANN CANEBA
<b>Art Unit</b>	3671
<b>Examiner Name</b>	ARPAD F. KOVAKS
<b>Attorney Docket Number</b>	

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i.  Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_
- ii.  Other Arguments from previous OA responses

b.  Enclosed

i. <input checked="" type="checkbox"/> Amendment/Reply	iii. <input type="checkbox"/> Information Disclosure Statement (IDS)
ii. <input type="checkbox"/> Affidavit(s)/ Declaration(s)	iv. <input type="checkbox"/> Other _____

**2. Miscellaneous**

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

a.  period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a.  Deposit Account No. \_\_\_\_\_

- i.  RCE fee required under 37 CFR 1.17(e)
- ii.  Extension of time fee (37 CFR 1.136 and 1.17)
- iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ 385.00 enclosed (small entity)

c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	MARY ANN CANEBA	Registration No. (Attorney/Agent)
Signature	<u>Mary Ann Caneba</u>	Date 09/15/04

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	MARY ANN CANEBA
Signature	<u>Mary Ann Caneba</u>
Date	09/15/04

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



In the United States Patent and Trademark Office

Applicant : Mary Ann Caneba  
Appn. No. : 10/002,763  
Filed : Nov. 27, 2001  
Title : Picking Rake  
Grp./A.U. : 3671  
Examiner : Arpad F. Kovaks

Honorable Commissioner for Patents  
Alexandria, Virginia 22313

Date of Mailing: September 15, 2004

Sir:

Attached is the response to the final office action sent 08/17/04 and a Request for Continued Examination regarding the above patent application. The applicant is submitting the following:

1. RCE Transmittal Form
2. Submission Required under 37 CFR 1.114 consisting of:
  - A. All Relevant Previously Submitted Remarks and Arguments and Exhibits
  - B. Enclosed:
    - a. Claim Amendments to Accompany RCE - 14 pp.
    - b. Remarks and Arguments to Accompany RCE - 20 pp.  
including Part III: Request for Reconsideration and Modification or Withdrawal of Restriction and Attachment A - photocopy of a page from a book
3. RCE Fee of \$385.00 - check # 4589

No additional fee is required because the number of claims is already drastically reduced from previously pre-paid claim amendments. In addition, 11 (eleven) of the claims are in withdrawn status.

4. Return postcard

Thank you.

Respectfully yours,

Mary Ann Caneba

Mary Ann Caneba, applicant  
302 W. Jacker Ave.  
Houghton, MI 49931

Certificate of Mailing:

I hereby certify that this correspondence and referenced attachments will be deposited with the United States Postal Service by Express Mail, postage prepaid, in an envelope addressed to: Mail Stop RCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on the date below.

Date: 9/15/04

Inventor's Signature: Mary Ann Caneba